

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO

UNITED STATES OF AMERICA

Plaintiff

vs

1) FRANCISCO JAVIER MINAYA

**2) JULIAN DE LEON JAVIER**

3) RAFAEL VINCENT REYES

Defendants

CRIMINAL 16-0433-02CCC

**ORDER**

Having considered the Motion to Dismiss Counts 1 and 2 of the Indictment filed by defendant [2] Julián de León-Javier (**d.e. 27**), the United States' Response in Opposition (**d.e. 28**), and the Report and Recommendation issued by U.S. Magistrate-Judge Marcos E. López (**d.e. 39**), which remains unopposed, said Report and Recommendation is APPROVED and ADOPTED and the Motion to Dismiss is DENIED.

SO ORDERED.

At San Juan, Puerto Rico, on June 2, 2017.

S/CARMEN CONSUELO CEREZO  
United States District Judge